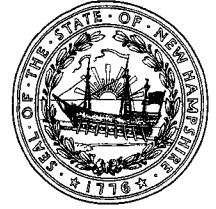




The State of New Hampshire
Department of Environmental Services



Michael P. Nolin
Commissioner

December 28, 2005

LETTER OF DEFICIENCY# WSEB 05-190
Certified Mail #7099 3400 0003 6156 7334

Richard Lariviere
Heritage Square
PO Box 1156
Land O Lakes, FL 34639

ADMINISTRATIVELY CLOSED

Subject: Pelham - Public Water System: River Road Café 2 (EPA# 1858070)

Dear Mr. Lariviere:

The records of the Department of Environmental Services (DES) show that the River Road Café 2 water system is classified as a public water system (PWS), as defined by RSA 485:1-a. A PWS is defined as any water system supplying 15 or more services, or 25 or more people, for 60 or more days per year. As such, the water system owner is required to submit samples to the State laboratory or a State-certified laboratory for coliform bacteria analysis in compliance with NH Admin. Rule Env-Ws 325.

DES records show that the subject water system failed to submit bacteria samples and as a result monitoring/reporting (M/R) violations were issued for the following months:

January 2005, July 2005, and October 2005

Pursuant to Env-Ws 351, owners of public water systems are required to issue public notification when a system has failed to monitor for bacteriological water quality. DES records show that the water system has failed to perform public notification for the **July 2005** and **October 2005** monitoring violations.

In view of the monitoring/reporting and public notice violations, DES believes the deficiencies can be corrected by taking the following actions:

1. **By January 20, 2006**, submit a water routine sample for bacteria analysis to the state laboratory, or a state-certified laboratory, in accordance with NH Admin. Rule Env-Ws 325; and
2. **By January 20, 2006**, provide proof of public notice for the July 2005 and October 2005 M/R violations to DES in accordance with the instructions on the enclosed public notice form.

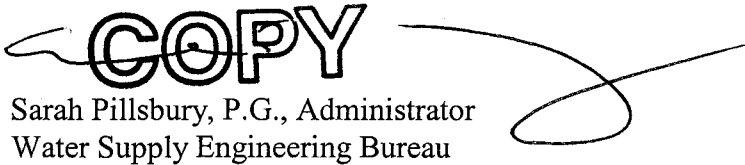
In the event compliance is not achieved within this period, DES may initiate formal action against you, including issuing an order requiring the deficiencies to be corrected, initiating an administrative fine proceeding, and/or referring the matter to the NH Department of Justice for imposition of appropriate penalties.

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Please continue to submit water samples according to the water system's Master Sampling Schedule, a copy of which is enclosed.

Please contact Alan Leach by phone at (603) 271-2854 or by e-mail at aleach@des.state.nh.us if you have any questions regarding this letter.

Sincerely,

 **COPY**
Sarah Pillsbury, P.G., Administrator
Water Supply Engineering Bureau

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encl: Master Sampling Schedule
Public Notice Form

cc w/o encl: Gretchen R. Hamel, DES Legal Unit Administrator
Town of Pelham Health Officer
EPA, Region 1